

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

ALONZO A. VOELKER,

Petitioner,

v.

C.A. No. 05-413T

UNITED STATES OF AMERICA,

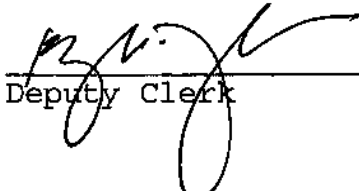
Respondent.

ORDER DENYING MOTION TO APPEAL IN FORMA PAUPERIS

Petitioner's "Affidavit to Accompany Motion for Leave to Appeal in Forma Pauperis" is treated as a motion to appeal in forma pauperis.

This Court finds that Petitioner is indigent. However, this Court, also, finds that Petitioner's appeal would be frivolous. See 28 U.S.C. § 1915(e)(2)(B)(i) (Court shall dismiss action or appeal brought in forma pauperis if determined to be frivolous); see also 28 U.S.C. § 1915(g) (Petitioner who, previously, has brought three or more frivolous claims or appeals has lost the right to proceed in forma pauperis). Therefore, Petitioner's motion to appeal in forma pauperis is hereby DENIED.

By Order


Deputy Clerk

ENTER:


Ernest C. Torres
Chief Judge

Date: May 17, 2006